

Message

From: Ferraro, Krista [krista.ferraro@ottawa.ca]
Sent: 2/7/2022 3:12:39 PM
To: Gray, Lindsey (SOLGEN) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6c67b0cc88be493c828e48b7ebe20b7c-USHTCHL]
Subject: FW: Provincial board Advisor

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Hi Lindsey,

I've received the below email from one of my Board members. I have no issues sending an email to the Board but just want to ensure my recollection of our discussion is consistent with yours. I'm inclined to send the following, pending any input from you:

Hello Board members,

Last week I had a discussion with the Board's Ministry Advisor, Lindsey Gray, as I was looking for input on whether the Board was fulfilling its responsibilities under the *Act*, particularly as this is an operational matter and therefore the Board's role is limited in order to ensure the Police Service has the autonomy it needs to carry out its duties. I have been asked by a Board member to share a summary of the discussion.

The majority of our discussion was spent discussing the Board's existing policy on Major Events. I would encourage all Board members to review it. It's on page 186: https://ottawapoliceboard.ca/opsb-cspo/sites/default/files/docs/policy_manual_may20_en_0.pdf

We also discussed some of the aspects of the Morden report, resulting from the G20, namely the 'consultation protocol':

Morden's Consultation Protocol

- **First element** – Information exchange between the Board and Chief of Police: a reciprocal information exchange between the Board and Chief of Police must exist to ensure that each obtain information relevant to their respective roles. With this exchange, the Board will be provided with operational information that will inform its policy-making function and the Chief of Police will have an opportunity to provide his or her views on policy options the Board is considering. With this exchange, both policies and operations may be adjusted to address changing circumstances. Where sensitive law enforcement matters are concerned, the Board should resort to the appropriate statutory measures to maintain confidentiality of information where appropriate.
- **Second element** – Identifying the "critical points": The Board should seek specific operational information from the Chief of Police where a "critical point" arises. These are policing operations (e.g. gun and gang operation), events (e.g. international summit of world leaders), or organizationally significant issues (e.g. the use of Conducted-Energy Weapons, or TASERS, by the police) for which advance approval at the Toronto Police Service's highest levels of command is required.
- **Third element** – Board collaboration in defining the 'what,' but not the 'how,' of an operation: The Board should use the operational information it obtains from the Chief of Police to determine what the (service's) overall objectives and priorities will be for a particular operation, event, or organizationally-significant issue. With these established, the Service can create specific operational plans that will outline how the policing mission and objectives will be achieved. The Service must always maintain its autonomy to make and execute particular decisions during the operation. The Board should review the Service's operational plans to ensure they are consistent with the mission or objectives stated by the Board and that they have the benefit of an adequate policy framework.

We discussed the difficulties associated with trying to develop policy in the middle of the event, versus after the event has transpired, where there is more time to be contemplative. Ministry Advisor Gray was pleased to see we already had a policy on Major Events and noted that not all Police Boards do.

We also discussed challenges associated with information sharing, and the need to balance requests for information from the Service by ensuring the information being requested is related to the responsibilities of the Board. We discussed the fact that after this event is over, it might be worthwhile looking at clarifying how information is to be shared during major events, so all parties have clarity on expectations.

I trust the above is helpful.

Regards,

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From: Robert Swaita <rswaita@rogers.com>
Sent: February 07, 2022 9:44 AM
To: Ferraro, Krista <krista.ferraro@ottawa.ca>
Subject: Provincial board Advisor

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I know you must be overwhelmed at the moment and I want to thank you for staying strong in this rough period.

I was speaking to Sandy yesterday and he mentioned that you have been in contact with the board advisor, Lindsay Gray. I know it's difficult to keep the lines of communications open because of the very fluid situation and the many things you have to balance, but I was hoping you can send an email to the board advising that you have contacted the provincial board advisor and what those discussions entailed. It would be helpful for myself, and I believe the other board members, who are looking to get a more holistic view of what is taking place.

Thank you,
Robert Swaita
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